



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Patrick R. CRANE, et al.

Serial No.: **10/091,852**

Filed: **March 5, 2002**

For: **MONITORING SYSTEM AND
METHOD**

) Customer No.: 29000

) Confirmation No.: 8586

) Group Art Unit: 2632

) Examiner: Tang, Son M.

) Office Action mailed:
February 9, 2005

AMENDMENT AND RESPONSE TO OFFICE ACTION

PURSUANT TO 37 C.F.R. 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action dated February 9, 2005. Claims 1-59 are pending in the instant application. Before turning to the amendments and remarks, attention is called to the fact that a new attorney docket number of **159447-0001** has been assigned to the instant application, replacing the old docket number of 090738-0007, in connection with the assignment of the partial rights to this application to a new entity, Aeromesh Corporation. An update of the Office records reflecting the new docket number is kindly requested. Also, a new Power of Attorney and Statements Under 37 CFR 3.73(b) from the present assignees are submitted herewith.

Initially, Applicants gratefully acknowledge the indication of allowability of claims 23, 32, and 53 (subject to being rewritten in independent form). Claims 1-8, 10-22, 24-31, 33-52, and 54-59, however, presently stand rejected under 35 U.S.C. § 102(b) and/or 103(a) as allegedly unpatentable over various cited items. Claim 9 has been rejected under 35 U.S.C. § 112. Without acquiescence in the grounds of the rejection, Applicants herein have amended independent claims 1, 29, and 42 to incorporate the subject matter of allowed claims 23, 32, and 53 (and any intervening claims), respectively, and it is therefore believed that claims 1, 29, and 42, and the claims dependent therefrom, are in condition for allowance. Claims 20, 23, 30-32, 51 and 53 have accordingly been canceled. In addition, claims 58-59 have been canceled without acquiescence in the grounds of the rejection or prejudice to pursue at a later time. Claims 9, 21, 22 and 52 have been amended to adjust their dependency in view of the cancellation of claims or for other reasons as explained herein. It is therefore believed that all of the currently pending claims are in condition for final allowance.

Accordingly, please amend this application as shown herein. In view of the amendments and remarks herein, final allowance of the application is respectfully requested.

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 6 of this paper.

Remarks begin on page 19 of this paper.